

REPORT OF THE EXECUTIVE OFFICER  
State Allocation Board Meeting, August 27, 2008

DISCUSSION ITEM POSTPONEMENT/WITHDRAWAL FREQUENCY

PURPOSE OF REPORT

To present a report on the frequency of discussion item postponements or withdrawals from the State Allocation Board (SAB) agenda.

BACKGROUND

At the July 2008 meeting, the Board requested Staff to report back on the number of discussion items withdrawn or postponed and the circumstances behind the action taken.

Currently there is not a formal process for the continuance or withdrawal of discussion items. The parameters of the law allow the SAB the discretion on how to conduct business as long as it is in an orderly fashion. If the SAB decides to formalize the process, it would require the adoption of regulations that outline the operating rules as well as the parameters of the process to withdraw and postpone applications.

DESCRIPTION

Staff researched the SAB agendas from January 2006 through July 2008. In this time period, there were 127 discussion items received by the Office of Public School Construction (OPSC) of which 38 were administratively resolved and not presented to the SAB. Eighty-nine items were presented to the SAB for approval and 60 of those were presented and approved the first time they were agendaized. Out of the 29 remaining items, six were administratively resolved, 17 were postponed multiple times to a future SAB meeting, one was outright withdrawn, and five are still pending.

Below is a summary of withdrawals/postponements and the circumstances for each:

WITHDRAWN BY DISTRICT	
4	Administratively resolved/no further action required by the SAB.
1	District to reapply after general bond election/financial hardship. To date, the District has not resubmitted.
1	Charter school will reapply under Proposition 1D, which did occur.
<b>TOTAL 6</b>	

POSTPONED BY DISTRICT	
2	District requested to work with OPSC to resolve issues. Discussion items were approved by the SAB at a later date.
11	District requested additional time to review OPSC findings or provide supplementary information to the OPSC.
1	District requested time to further review the OPSC findings and reassess their options. A discussion item was approved by the SAB at a later date.
1	District requested time for a new consultant to review project information. A discussion item was presented to the SAB at a later date.
3	District requested additional time to seek its legal counsel opinion.
1	District requested additional time to meet with OPSC Management.
<b>TOTAL 19</b>	

DESCRIPTION (cont.)

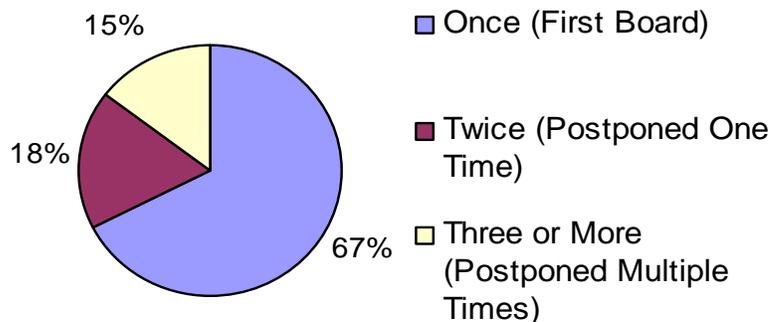
Most items postponed by the OPSC are as a result of late-breaking information that triggers further analysis or review.

POSTPONED BY OPSC	
4	OPSC required time to respond to recently submitted updated and/or additional information, to follow-up with the district and to finalize the item. Three discussion items were subsequently approved by the SAB. One discussion item was later withdrawn by the district and has not been resubmitted.
1	OPSC needed to request additional documentation from the district as result of a subsequent opinion from the district's legal counsel.
1	OPSC waiting for Attorney General's legal opinion.
2	Administratively resolved/substantial progress was made.
<b>TOTAL 8</b>	

POSTPONED BY SAB	
1	Legal counsels for SAB and the district to meet and discuss repayment calculations.
1	Reschedule after OPSC receives legal opinion from the Attorney General.
3	OPSC to prepare report to SAB.
1	District to respond to OPSC report findings.
1	Motion failed; bring back for future consideration.
2	Request for additional information from the district.
2	OPSC to research additional solutions and report back.
1	Revisit after the material inaccuracy policy is reviewed.
2	California Department of Education to follow up with district and obtain additional information.
2	Further discussion required by the SAB.
<b>TOTAL 16</b>	

In summary, the chart below illustrates the number of times these items were presented to the SAB between January 2006 and July 2008. Formalizing postponement procedures may enhance the orderly administration of the Board's business.

**How Many Times Agendized**



(Continued on Page Three)

RECOMMENDATION

Accept this report.

The State Allocation Board accepted the report on August 27, 2008.